

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
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## FILED

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INDIANA UTILITY  
REGULATORY COMMISSION

CAUSE NO. 42721

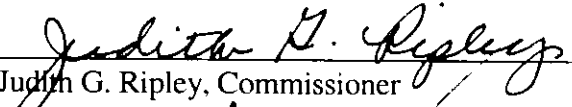
VERIFIED PETITION OF PSI ENERGY, INC. )  
REQUESTING THE INDIANA UTILITY )  
REGULATORY COMMISSION TO DECLINE )  
ITS JURISDICTION OVER, OR OTHERWISE )  
APPROVE AN ALTERNATIVE REGULATORY )  
PLAN FOR THE OFFERING OF A FIXED BILL )  
PROGRAM RIDER APPLICABLE TO )  
RESIDENTIAL CUSTOMERS PURSUANT )  
TO IND. CODE 8-1-2.5-5 AND 8-1-2.5-6 )

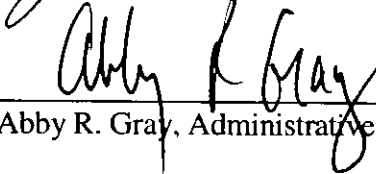
You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

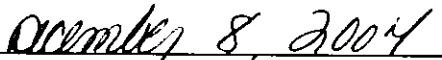
On November 23, 2004 pursuant to 170 I.A.C. 1-1.1-4, PSI Energy, Inc. ("PSI") or ("Petitioner") filed a *Motion for Protection of Confidential and Proprietary Information* ("Motion") in this Cause. In its Motion, the Petitioner indicates that certain information that it intends to submit in this matter, contains trade secrets ("Confidential Information") as that term is defined under Indiana Code 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Indiana Code 5-14-3-4(a)(4). In support of its Motion, the Petitioner includes the sworn *Affidavit of Michael Goldenberg* ("Affidavit"). The Affidavit has been placed in the Commission's official file in this matter and is hereby incorporated by reference. 170 I.A.C. 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that describes: 1) the nature of the confidential information; 2) the reasons why the information should be treated as confidential pursuant to I.C. 8-1-2-29 and I.C. 5-14-3; and, 3) the efforts the party has made to maintain the confidentiality of the information.

The Presiding Officers, having considered Petitioner's Motion and accompanying Affidavit, find there is sufficient basis for determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Accordingly, Petitioner shall hand deliver the information to the Presiding Administrative Law Judge in a sealed envelope clearly marked confidential which shall be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Indiana Code 5-14-3.

**IT IS SO ORDERED.**

  
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Judith G. Ripley, Commissioner

  
\_\_\_\_\_  
Abby R. Gray, Administrative Law Judge

  
\_\_\_\_\_  
Date